

CHAPTER 21

CRIMINAL LAW AND PROCEDURE

HOUSE BILL 12-1079

BY REPRESENTATIVE(S) Barker, Fields, Kerr J., Pace, Schafer S., Todd, Vigil;
also SENATOR(S) King S., Guzman.

AN ACT

CONCERNING DESIGNATION OF CERTAIN POSITIONS IN THE DEPARTMENT OF PUBLIC SAFETY.

Be it enacted by the General Assembly of the State of Colorado:

SECTION 1. In Colorado Revised Statutes, **amend** 16-2.5-111 as follows:

16-2.5-111. Executive director of the department of public safety - deputy executive director of the department of public safety - director of the division of criminal justice in the department of public safety. The executive director AND DEPUTY EXECUTIVE DIRECTOR of the department of public safety ~~is a~~ AND THE DIRECTOR OF THE DIVISION OF CRIMINAL JUSTICE IN THE DEPARTMENT OF PUBLIC SAFETY ARE ~~peace officer~~ OFFICERS whose authority shall include the enforcement of all laws of the state of Colorado and who may be certified by the P.O.S.T. board.

SECTION 2. In Colorado Revised Statutes, 24-33.5-103, **add** (5) as follows:

24-33.5-103. Department created - divisions. (5) THE EXECUTIVE DIRECTOR MAY APPOINT THE DEPUTY DIRECTOR OF THE DEPARTMENT OF PUBLIC SAFETY, PURSUANT TO SECTION 13 OF ARTICLE XII OF THE STATE CONSTITUTION. SUBJECT TO THE SUPERVISION OF THE EXECUTIVE DIRECTOR, THE DEPUTY DIRECTOR HAS THE SAME POWERS, DUTIES, AND RESPONSIBILITIES OF THE EXECUTIVE DIRECTOR AS PROVIDED BY LAW AND SHALL EXERCISE SUCH POWERS, DUTIES, AND RESPONSIBILITIES IN THE ABSENCE OF THE EXECUTIVE DIRECTOR AND WHEN SO INSTRUCTED BY THE EXECUTIVE DIRECTOR.

Capital letters indicate new material added to existing statutes; dashes through words indicate deletions from existing statutes and such material not part of act.

SECTION 3. Safety clause. The general assembly hereby finds, determines, and declares that this act is necessary for the immediate preservation of the public peace, health, and safety.

Approved: March 16, 2012